

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 8274 OF 2005
(Leave to file Appeal)
IN
CRIMINAL APPEAL NO. OF 2005

Shri Amar Balwantram Obhan ..Applicant
Vs.
Joginder Pal Attarchand Obhan and anr. ..Respondents
Mr. M.S. Mohite for applicant.
Ms. S.V. Gajare, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : July 06, 2007.

P.C.:

. The order of conviction passed by the learned Metropolitan Magistrate, 30th Court, Kurla on 20/6/2005 has been reversed by the learned Additional Sessions Judge in Criminal Appeal No. 291 of 2005 and therefore, this application for special leave to appeal against the acquittal order.

. Having regards to the reasoning given by the Lower Appellate Court in reversing the view taken by the learned Metropolitan Magistrate, this is a fit

case to grant special leave to appeal.

. Hence, leave is granted and the application is allowed accordingly.

. Appeal is admitted.

. Call for R & P.

(B.H. Marlapalle, J.)